

1 THE HONORABLE JOHN C. COUGHENOUR
2 THE HONORABLE MICHELLE L. PETERSON
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 AT SEATTLE
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15 JAMES MOSELEY,)
16 Plaintiff,) No. C20-1311-JCC-MLP
17 v.)
18 STATE OF WASHINGTON, et al.,)
19 Defendants.) STIPULATED MOTION AND
20) [PROPOSED] ORDER FOR PARTIAL
21) DISMISSAL
22)
23) Noting Date: December 22, 2023
24)
25

26 **STIPULATION**

27 The parties, by and through their attorneys of record, hereby stipulate and request that the
28 Court DISMISS, as against Defendants Mike Overland, Jason Miller, Tim Thrasher, and Jack
29 Warner, all claims and the Complaint for Damages, (Dkt. #6-3), in its entirety, with prejudice, and
30 without costs to any party.

31 The parties, by and through their attorneys of record, further stipulate and request that the
32 Court DISMISS any and all causes of action that may have arisen from events on February 18,
33 2019, as alleged in the Complaint for Damages, (Dkt. #6-3 at 5-6, ¶¶ 16-17), in their entirety, with
34 prejudice, and without an award of costs to any party.

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37 STIPULATED MOTION AND [PROPOSED] ORDER
38 FOR PARTIAL DISMISSAL
39 (C20-1311-JCC-MLP)

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42 Civil Rights Justice Center PLLC
43 2150 N 107th Street, Suite 520
44 Seattle, Washington 98133
45 (206) 557-7719 / Fax: (206) 659-0183

DATED this 22nd day of December, 2023.

ROBERT W. FERGUSON
Attorney General

CIVIL RIGHTS JUSTICE CENTER, PLLC

s/ Scott M. Barbara
Scott M. Barbara, WSBA No. 20885
Senior Counsel
Attorney for State Defendants

s/ Darryl Parker
Darryl Parker, WSBA No. 30770
Attorney for Plaintiff

STIPULATED MOTION AND [PROPOSED] ORDER
FOR PARTIAL DISMISSAL
(C20-1311-JCC-MLP)

Civil Rights Justice Center PLLC
2150 N 107th Street, Suite 520
Seattle, Washington 98133
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[PROPOSED] ORDER

THIS MATTER having come before the Court on the foregoing Stipulation, and the Court having considered the Stipulation, and good cause appearing, now, therefore:

1. The Stipulated Motion for Partial Dismissal is GRANTED.
2. Plaintiff's claims and Complaint, (Dkt. #6-3), as alleged against Defendants MIKE OVERLAND, JASON MILLER, TIM THRASHER, and JACK WARNER are DISMISSED, in their entirety, with prejudice, and without an award of costs to any party.
3. Plaintiff's claims and Complaint arising from events on February 18, 2019, (Dkt. #6-3 at 5-6, ¶¶ 16-17), are DISMISSED, in their entirety, with prejudice, and without costs to any party.
4. This Order shall have no effect on the remaining claims in the Complaint or any remaining Defendants who are not expressly dismissed herein.

DATED this 26th of December 2023.

Joh C Cogburn

JOHN C. COUGHENOUR
United States District Judge

1 **CERTIFICATE OF SERVICE**

2 I certify that I filed the foregoing with the Clerk via CM/ECF which will provide service
3 to all attorneys of record. I further certify that I emailed a copy of the foregoing to counsel of
4 record for the Plaintiff and chambers in accordance with the Local Civil Rules.

5 DATED this 22nd day of December, 2023.

6
7 *s/ Scott M. Barbara*
8 SCOTT M. BARBARA, WSBA No. 20885
Senior Counsel
9 Attorney for Defendants
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